

REMARKS

Applicants' proposed amendment of May 14, 2008 was submitted for purposes of discussion with the examiner in a proposed telephone interview which never occurred. The undersigned was unable to reach the examiner by phone (who did not return applicant's calls). Instead, the undersigned discovered that the PTO entered the proposed amendment into its electronic data base (based on its web site file wrapper system) as a response after final rejection under 37 CFR 1.116. Applicants had submitted the proposed amended claims 1 and 5 in view of and in response to the Office Action dated April 15, 2008.

Applicants then received an Advisory Action date June 11, 2008 denying entry of the proposed amendment and indicating that the claims were not according to 37 CFR 1.126 and future amendments must comply with 1.126.

On June 23, 2008 applicants filed a Petition under 37 CFR 1.181 to reverse the Advisory Action to either enter the amendment and/or withdrawn the Advisory Action in view of the fact that applicants believed that the cited reference is not relevant to the claims either prior to or subsequent to the proposed amendment.

A Decision on the Petition was issued dated July 8, 2008 and agreed with the Petition request, in that prosecution will be reopened and effectively the prior Action of April 15, 2008 is being withdrawn and superseded by a new Action.

The Decision states that the amendment after final will not be entered on the grounds that the claims are not according to 37 CFR 1.121. The Decision requests that applicants refile the amendment with the claims in appropriate form under 37 CFR 1.131.

To this extent, this paper is in response to this request to place the claims as amended in proper form according to 37 CFR 1.121. In essence, a listing is attached

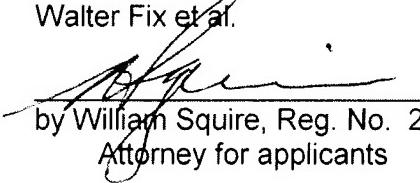
on a separate paper of all claims including the proposed amended claims with the amendments as proposed.

Entry of this paper is believed appropriate in view of the Decision on Petition and such action is respectfully requested.

While no fee is believed due for this paper, the Commissioner is authorized to charge or credit deposit account 03 0678 for any under or overpayments in connection with this paper.

July 29, 2008

Respectfully submitted,
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